

**SUMMER 2008** ISSUE NO.1

## WELCOME TO THE FIRST EDITION OF THE LDEQ UNDERGROUND STORAGE TANK DIVISION QUARTERLY E-NEWSLETTER!

The new Underground Storage Tank Division (USTD) was formed in January 2007. It re-combined the surveillance, remediation and permitting functions related to underground storage tanks (UST) into one single division. The Division was formed in an effort to decrease the number of potential threats that leaking USTs pose to human health and the environment. It is the mission of the USTD to ensure that all USTs are in compliance as mandated by federal and state regulations. The USTD staff are located in regional offices throughout the state.

For more information about the USTD or to find an office in your area, click [here](#).

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### COMING SOON:

Pay for Performance (PFP),  
Alternative Fuels, 2008 UST Certified Worker  
Renewals, STARS

## UST REGISTRATIONS

To receive a valid certificate of registration, the USTs at your facility must be properly registered with the state of Louisiana. Proper registration not only means keeping the registration forms for the facility up-to-date, but it also includes the payment of all applicable registration fees.

New facilities must submit the registration forms (**REG-01** and **REG-02**) and fees to the DEQ in order to receive a certificate to operate. Each subsequent year DEQ will issue an annual itemized invoice for all applicable fees to the UST billing party on record. When the fees are paid and processed, DEQ will issue the facility a valid certificate to operate. These certificates are valid for the duration of the state's fiscal year (from July 1 through June 30).

**Have you paid your invoice for FY 08-09 registration fees? The current UST Registration Certificate will expire June 30, 2008.** If you have not received your UST registration certificate for this year or if you have questions regarding UST registrations contact us at [\\_DEQ-wwwUST@LA.gov](mailto:_DEQ-wwwUST@LA.gov).

## WHAT IS THE ENERGY ACT?

On August 8, 2005, the Energy Policy Act of 2005 was signed into law. The key parts of this legislation are focused on reducing the number of UST releases to the environment through release prevention. The six main components of the Energy Act involve: UST compliance evaluation inspections, operator training, delivery prohibition, secondary containment and/or financial responsibility, public records and state compliance reporting for government owned/operated USTs. Click [here](#) for more information about the Energy Act, its requirements, or how it may impact you.



**COMPLIANCE EVALUATION INSPECTIONS:****How to Be Prepared!**

One of the provisions of the Energy Act of 2005 requires the state or state-approved contractors to perform compliance evaluation inspections on all active or temporarily closed USTs at least once every three years. This provision provides a concerted effort to ensure that all UST facilities throughout the state are operating in compliance with federal and state UST regulations. This means that those facilities that are not operating in compliance with state and federal regulations may be subject to enforcement action and/or penalties. As a UST owner/operator you should familiarize yourself with the UST regulations and the requirements for your system, so you aren't caught unprepared. If you have questions about the requirements for your UST system you should contact your regional USTD representative. Click [here](#) for USTD contact information.

**What to expect at inspection time?**

When it is time for your facility to be inspected you will be contacted by one of our inspectors or representatives to set up an inspection date. It is your responsibility as the UST owner/operator to gather the necessary documentation to show that you meet or exceed the regulations. Here are some of the documents that you will be asked to provide:

- Current registration forms (REG-01 and REG-02)
- Current registration certificate
- Release detection records for the past 36 months
- Corrosion protection records
- Most recent tank, line, leak detector test records
- UST system repair records, as applicable
- Most recent bulk fuel delivery invoice
- Additional information, as requested

**DELIVERY PROHIBITION!**

On March 14, 2008, LDEQ issued a notice to inform UST owners/operators and fuel distributors that beginning April 15, 2008; the LDEQ USTD would begin to enforce the Delivery Prohibition regulations. From that point forward, LDEQ began classifying certain USTs as ineligible for delivery, deposit, or acceptance of product by means of "red tagging."

Click [here](#) to review the March 14, 2008 Notice to UST owners/operators.



In a red tag situation, a representative from LDEQ will attach a red tag (see Figure 1) to the fill port of the ineligible tank(s). The facility will be allowed to sell the remaining fuel in the affected tank(s), but no fuel may be delivered into the affected tank(s) until LDEQ has verified that the tank/tank system has returned into compliance. If it is discovered that any fuel has been delivered into a UST that has been red tagged, LDEQ may take enforcement action against both the UST owner and the fuel distributor. In order to provide adequate notification to product deliverers, LDEQ will notify all active bulk distributors whenever a red tag is applied or removed. LDEQ will also maintain an updated list of all affected facilities on our website. Click [here](#) to view the List of Red Tagged Facilities.

**UST RULE UPDATES AND CHANGES**

RULE	EFFECTIVE DATE	VIEW THE RULE CHANGES
Use of the Motor Fuels UST Trust Fund	May 20, 2008	<a href="#">LAC 33:X1.1121</a>
Expedited Penalty Agreement	March 15, 2008	<a href="#">LAC 33:I.801 and 807, and VII.115 and 315</a>



**INTERNAL LINING INSPECTIONS**

Most internal tank liners were installed between 1998 and 1999 as part of the 1998 upgrade requirements. Now that the ten year time-frame for the internal lining inspections is approaching, many questions have been raised about which tank integrity methods would adequately meet the requirements in LAC 33:XI.303C. In response to these inquiries, LDEQ evaluated alternative integrity assessment methods for internally lined steel USTs. Additionally, LDEQ has determined that it is in the best interest of the citizens of Louisiana to allow an alternative tank integrity assessment in Louisiana. Click [here](#) to review the acceptable alternatives.

**CONTRACT INFORMATION:****UST Removal Program - Deranger Repair Shop**

The Deranger Repair Shop located in Leonville, LA, was overdue for a facelift. The facility shut its doors in 1995, leaving behind the remnants of a once-operating service station - including three USTs, three fuel dispensers, and a hydraulic lift. The conditions at Deranger Repair Shop were ranked and prioritized by LDEQ regional staff and determined to meet the criteria of an abandoned motor fuel UST site.



The site was then placed into LDEQ's UST Removal Program. Based on the ranking and prioritization, LDEQ sought out the services of a UST Certified Contractor to conduct a UST closure at Deranger Repair Shop.

Closure activities included the permanent closure of the USTs and hydraulic lift equipment in accordance with LDEQ's UST Closure/Change in Service Guidance Document and the UST regulations. Closure activities and over-excavation of contaminated soils were completed in March 2008 and eliminated any risk to human health and the environment and will help to promote reuse of the property. To learn more about the UST Removal Program and its eligibility requirements, contact us at [\\_DEQ-wwwUST@LA.gov](mailto:_DEQ-wwwUST@LA.gov).

**2008 XP SCHOOL SCHEDULE**

DATE & TIME	REGION	LOCATION
July 23 1:00PM - 5:00PM	SERO	LA. Technical College Jefferson Campus ( <a href="#">Map</a> )
August 20 8:00AM - 12:00PM	NWRO	LA Technical College Shreveport/Bossier Campus ( <a href="#">Map</a> )
September 10 8:00 AM - 12:00PM	NERO	LA Technical College Delta/Ouachita Campus ( <a href="#">Map</a> )
September 30 1:00 PM - 5:00 PM	CRO	LA DEQ Galvez Building - Conference Center ( <a href="#">Map</a> )
October 1 8:00AM - 12:00PM	ARO/ SWRO	Acadia Parish Agricultural Extension Service Office ( <a href="#">Map</a> )
November 5 8:00AM - 12:00PM	NERO	LA Technical College Alexandria Campus ( <a href="#">Map</a> )

What is XP? Click [here](#) for more information.

